

**ORGANIZATIONAL / REGULAR MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT TOWN HALL, 8635 CLINTON STREET, NEW HARTFORD, NY ON
WEDNESDAY, JULY 14, 2021 @ 6:00 P.M.**

Town Supervisor Miscione called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

TOWN BOARD MEMBERS PRESENT:

Councilman James J. Messa
Councilman Richard M. Lenart
Councilman David M. Reynolds
Supervisor Paul A. Miscione

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Personnel Technician Barbara Schwenzfeier
Town Attorney Herbert Cully
Town Clerk Cheryl Jassak-Huther
Highway Superintendent Richard Sherman
Highway Chris Moran
Police Chief Michael Inserra

ABSENT - Deputy Town Supervisor Anthony J. Trevisani & Councilman Woodland

Thereafter a quorum was declared present for the transaction of business.

I. PRESENTATIONS/COMMENTS

A. Kristen Campbell – Commission for the Sauquoit Creek Basin – discussed flooding and grant opportunities; looking into having Commission meetings at the New Hartford Town Hall; a sentiment and management study was done and will be realized at the July 20th meeting at 4:30pm at the Whitestown Community Center (includes the Town of New Hartford in the study and areas that work can be done.; has allowed to put together grant applications to further modeling in 1. NYM area near Pietryka Park 2. North Side – Main Street (near Highway garage) 3. South Utica/Sunnyside area 4. Victoria Drive – Piggy Pat’s area 5. Hand Place area; can work in coordination with area that Town of New Hartford has applied through the GIGP at the Washington Mills Athletic Park; Councilman Reynolds – the settlement and debris mitigation (study hasn’t come out yet) that would be dredging areas; Kristen – No, some would be right sizing the creek, putting it back to where it should be, some would be bank stabilization areas, some would be regular maintenance where you would remove some of the settlement deposits. Goal in the end is that the creek works the way it should, have a regular maintenance plan; Councilman Lenart – area between New York Mills bridge and Town Highway garage – is the FEMA; Kristen – think it is going to be a combination (like to get money from modeling and

conceptual design) – FEMA shouldn’t have to keep redoing. There are opportunities in that area – there is land there, municipality owned land – like to see something bigger there, not just repair what was done; timeline two to three years; grant opportunities; Whitestown is currently working with CSX and DOT.; John Dunkle – one of the challenges, they fund projects to put back things that were damaged right back to where they were before they were damaged – probably not the best approach – how to resolve those differences with DEC and good planning to what FEMA will actually support which is put the trail back right where it was and that is what we will pay you for. Trying to get beyond that – improvement/better way; Councilman Messa – 1. Legacy Dam – both in Paris and New Hartford – that has tremendous amount of rain – we should start there, channel energy there, helps a lot of people down stream 2. Hand Place – stabilization of the banks – they’ve lost property, may take time – you have to start somewhere, have a plan; Kristen – having meetings here would be a great option to spread the word of what we are doing – to see us work as a group; Councilman Messa – the dam is a great start – allocate more funds there – starts there and goes downstream; Kristen – we can look at chasing funding, examine the Legacy Dam – cost effective, whatever comes out of it.; Councilman Messa – whatever we can do, appreciate it.

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 218 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve allow the Sauquoit Creek Basin Committee to have their meetings at the Town of New Hartford Town Hall and advertise it to the residents.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

B. John Dunkle and Jason – Engineers – talk about flooding in the Town – next moves with surveys – time put in with Ward 1 and 2 projects; average rain fall in July in Utica is three inches, we’ve had at least eight inches already and we’re only halfway through the month. We’ve had a lot of problems with the tributaries in all the Wards. This last storm, were all areas we predicted, there was flooding, has been and will be again until we can start to implement some of the recommendations that we’ve made in the studies in Ward 1 and 2. We can identify the problems and tell you what the

solutions can be, the hard part is actually getting it done (of course that takes money). – Estimated, just for Ward 1 (\$15/\$20 million) to do upgrades needed. We've got a lot of work to do to prevent the flooding. The Town has been doing a lot – Highway Department. Question is – where do we get the money – believe we have six funding applications out there right now for various projects in Wards 1 and 2 – we have to, if we want to move forward and help residents – so its not a chronic issue every time it rains, we have to think bigger or try to find ways; Town Attorney Herbert Cully – I've heard a lot of criticism from residents that the Town allows development to go forward and that's the cause of the problems that we have. Can you explain if someone comes in with a project today, the steps you take to ensure that stormwater is properly being handled; John Dunkle – we have pretty high standards for what they need to do when they develop, any development moving forward, we are doing to work to not make flooding worse. In terms of generating funding – creating special assessment districts, for like, each water shed and so, the special assessment district then generates revenue through participants in that district and then the money is dedicated to making those improvements; Town Attorney Herbert Cully – to do that, they would have to be a definite cost, it would have to be published, have to have a public hearing, participation of voters as to whether or not they want to foot the bill; John Dunkle – it is a possibility if you have the support of the community to do, almost like a self-funded, it can supplement the grant money; Town Attorney Herbert Cully – when you do you computations, I assume you are looking at historic records as it relates to water flow – are your records taking into consideration the accelerated situation we've had in the last five/six years; John Dunkle – the participation data we have is current; Councilman Reynolds – work on Foxcroft – you've identified another segment that goes west affecting Gilbert Road, Jordan Road, Paris Road, Genesee Street – I know you are working on that; John Dunkle – we have five ongoing projects; Jason – we have met with residents in Tangelwood, we have looked at the watershed – its about a 138 acre watershed that comes to Tangelwood and its trying to be supported by some 24 inch pipes and there are some houses that are sitting lower than roads and there's not a lot of flood plain through there and subsequently they are seeing flooding, just can't handle it; Councilman Messa – 9 Beechwood – water cascades down between the houses – has retention pond there – basement got water – see what we can do – the one grates gets clogged – heads right to the house – is the answer another catch basin; Jason – is it an area we looked at during the study – will add to our list and take a look at it and when we look at an area we look at more than just one (Mrs. Kennedy has a video Jason will take a look at); John Dunkle – if we did everything on the plans we recommended, there's still going to be flooding. There is still going to be flooding in people's backyards which we are not looking at because we are looking at ways we can make improvements on public land, public infrastructures. We (the Town) can't be going in and remediating private property issues with drainage flowing from one property to another; Councilman Messa – the other two – Palmer Creek (Mallory Road) and Robert's Creek – areas that flood (lower and middle) – Jason will at it if show the specific area and can let know if it is an area they have already looked at and can tell exactly what is going on; Supervisor Miscione – Rick and Paul have been out in the public and educating a lot of the residents that have a lot of tree debris that they throw in their backyards – people who

cut trees and leave them there – trees flow and jam up the creeks – ask residents to bring out front for Highway Dept. to pick up, not put in ditch (which causes a jam). Cascade Drive for instance this week – logs up stream, blocks culverts – maybe educate community through the Town Crier – maintenance on private property that the Town can't go out and clean.

- C. Ms. Nancy Graniti** – owns property on Elm Street in Chadwicks – they had a lot of floods during Halloween – still a mess – asking what help they are going to get to help the area; Supervisor Miscione – Legacy Dam – one of the things that will help in that area; John Dunkle – we looked at that area too, we put in for a grant to expand the culvert on Oneida Street to try to keep the water in the creek where it belongs; Ms. Graniti – whose responsibility would it be to take the logs out, the owners, correct; Supervisor Miscione – if it comes down stream, the Town is here to help the residents. The Town can't legally (through the State), go in someone's backyard to do private work to clean that kind of stuff. We look to the residents to keep their own backyards clean and that helps the creeks downstream and everyone else too; Ms. Graniti – you try to keep your property up kept and you have others that don't; Councilman Messa – Maybe code violations; Ms. Graniti – maybe that's the answer. You try the best you can to up keep it. Someone should come around and look at it; Supervisor Miscione – next Town Crier ad, do some awareness on this; Councilman Messa – can we send Larry to take a drive through Elm Street, to see if there is anything that sticks out; Supervisor Miscione – yes, we can – one issue, there are some issues over there that we had to go on the neighbor's lawn to take pictures to send a violation letter. There are current issues down there we are working on – all private property – if you see something major; Town Attorney Herbert Cully – maybe we should amend our code as well; Supervisor Miscione – asked Nancy to contact him tomorrow – show pictures she has, could be an issue currently have – see what we can do
- D. Robin Kennedy** – retention pond is not doing its job – thanked Chris and Rick for coming out – need a more permanent solution – it was done in 2013 (called it a band aide) – unfair to blame residents – something needs to be done – retention pond is not sufficient – wasn't 25 years ago and not in 2013; John Dunkle – Beechwood/Janet Terrace/Wills Drive has three – have looked upstream to add some detention further up to watershed and also improve those to increase the capacity – not going to hold back – more needs to be done in that watershed; Jason – these is a lot of debris over there – it doesn't come down – it clogs up – they don't function the way they should. The Town does maintain it, they do go over frequently. As these high lows come down these creeks there's erodible dirt and it brings down material every storm. They are constantly over there cleaning them. That is one of the big problems over there, there is a debris issue – there is very erodible soil – the high velocity of these little creeks that aren't stabilized, they are natural creeks on private property that bring down debris, the debris clogs up the facilities then they have to go over and maintain them. It happens during the storm, there is nothing that can be done at that time. It is something that we recommended in our report that debris control be added to these facilities; John Dunkle – also looked at adding more stormwater storage upstream to help them function better too and to say they completely don't work is not a correct

statement because they do handle some of the storms. If they weren't there, you'd be seeing much more frequent flooding. They fill up quickly, they get clogged. This is happening during the rain fall event. Just to tell you how much they do – there is a vast area, these kinds of problems are throughout the entire county. As they find the problems, they are corrected. They are happening more frequently, its very difficult to keep up with it. That's why we recommend some debris control basin that can be cleaned out. Its another settlement area – more accessible – catches branches; Highway Superintendent Richard Sherman – each detention pond we have has four basins that catch gravel, stone, etc. so we don't have to clean out the whole pond; John – sometimes it happens during the storm, there is not much you can do – dangerous conditions – high flows – can't just send guys in while these events are happening because guys can get picked up; Chris Moran – once it floods up, its to far. We went to Beechwood and that had already come up over the head wall and a couple of the homeowners down stream were trying to keep the overflow open which it was but it was to late at that point. These ponds cascade down, three of them, there's multiple inlets into the structures that are in these ponds – there's little openings that slows the water down, there's the overflow grate in the top, and the dam that goes over. Once those top grates plug, the whole pond fills up and it's coming over with all that debris. The debris is plugging the head wall and we can't get near it. The best we can do is try to keep the over flow open; Jason – these facilities all have outlet structures that were built for resiliency so if one thing clogged the other thing would not function. You're getting such high flows; they're clogging all at once; Chris Moran – over flow structure – maybe lower it down a little to catch more.

E. David Mier – 9293 Mallory Road – thanked Councilman Messa for responding to emails – thanked Rick for the sandbags – concerns about tax districts for flooding – concerned about the other side of Mallory Road – severe erosion on his neighbors' side – 4 x 10 culvert that moves a lot of water; Councilman Messa – Asked David to give Jason his address so can come take a look; David – Palmers property – perfect opportunity to get land so that something can be done – Palmer Creek comes down Sessions Road/Graffenburg; Highway Superintendent Richard Sherman – excavator will be there in the morning to get the tree and gravel bed out; Jason – we did study that are and we did come up with solutions to help with the water problems. We proposed a detention facility up in the fields, in that area, came up with quite a few issues in that area.

II. PUBLIC HEARINGS

A. Stop Signs on Wilbur Road

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 219 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to open up the Public Hearing for the stop signs on Wilbur Road.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 220 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to close the Public Hearing for the stop signs on Wilbur Road.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 221 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to install the stop signs on Wilbur Road.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

B. Stop Sign on Janet Terrace

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 222 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to open up the Public Hearing for the stop sign on Janet Terrace.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 223 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to close the Public Hearing for the stop sign on Janet Terrace.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 224 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to install the stop sign on Janet Terrace.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

C. Stop Sign on Pebble Creek Lane/August Drive

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 225 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to open up the Public Hearing for the stop sign on Pebble Creek Lane/August Drive.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 226 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to close the Public Hearing for the stop sign on Pebble Creek Lane/August Drive.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye

Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 227 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to install the stop sign on Pebble Creek Lane/August Drive.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

III. PRESENTATION/COMMENTS

A. Omar Massoud – under the understanding that moratorium has been lifted on solar farms in the Town; Town Attorney Herbert Cully – yes; Omar – Ok I have with me tonight Matthew McGowan, Ascertain Renew – I hope to release my land for that project; Matthew McGowan – Ascertain Renew Solar Farm – understanding is to proceed with the Planning Board and look for a special permit. Further understanding is to go through the Zoning Board and ask for an overlay district to be created at the property. What direction is preferred?; Town Attorney Herbert Cully – Zoning Board has no jurisdiction over the solar farms. It would initially go to the Town Board, a form would be completed, it would come to the Town Board. The Town Board would approve that location. Then it would go to the Planning Board. You would apply for a special use permit, they would give a recommendation and then come back to the Town Board. The Town Board would hold a Public Hearing and then would make a determination as to whether or not they felt it was appropriate. The Planning Board will look at the size, the landscaping, the buffering from neighborhoods, proximity to neighborhoods, etc. The details will be weeded out through the Planning Board but the initial approval is to the Town Board to say ‘yeah I think this is a great spot for it.’ The Town Board has full authority to permit it to go forward or not – have a NYSERDA form and happy to give to Omar so you can get started.

IV. MATTERS SUBMITTED BY TOWN SUPERVISOR

- 1. Re-Bid retention pond on Middle Settlement** – Bids came in very high for the Middle Settlement retention pond – Highway Superintendent Richard Sherman is going to do some in-kind services there – the scope of the work at the pond was changed – want to go out for re-bid – Mud Creek/Middle Settlement, next to Special Metals; John Dunkle – Bid opening date – Friday, August 13, 2021 at 10am in the Town Clerk’s Office. Work will commence in October and completed the following Fall (2022); Councilman Lenart – the end part of New York Mills – Mud Creek - Highway Superintendent Richard Sherman – will be done as soon as get the DEC permit and then will clean

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 228 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to go out for re-bid of the retention pond on Middle Settlement.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

V. REPORTS OF TOWN DEPARTMENTS

A. Highway Superintendent Richard Sherman

- 1. Report on Curbside Trash Pick Up – a copy of the spreadsheet was handed out – broken down by Wards by Loads/Tons/Amount – budget was \$32,000 – total amount was \$25,525.60 – ending balance of \$4,874.40 – didn’t go over budget.; Monday drop offs are still popular – average three truck loads; Shredder – in the past 3,000 tons of shredding paper was free, anything under 3,000 we had to pay for – the free is gone – now they charge us for whatever they come and take – waiting to see with budget next month and if can afford another shredder in Oct. before the bad weather.
- 2. Ongoing Jobs – (still working on jobs from previous presented spreadsheet); June/July – still did brush and green waste pick up, mowing completed two times around, all County and our roads that the Town does; detention ponds have been mowed once, had a lot of brush from wind storm on July 6th; drainage work during that time period, been working on Woodberry Farm (on going – 1/2 to 3/4 way built), need to install some pipe in the pond itself; still have dirt removal to continue with; 48 Taberg Road – replaces 150ft. of 36 inch pipe that was in our

right away; did two driveway pipes at 6 Sullivan Glen and 9 Knollwood; installed a catch basin at 17 Stonebridge for stormwater; 25 Clintonview – had complaint – needed to go in and do drainage work; Blacktop repairs – Stonegate Road (behind Stonebridge) – large repair – started on Sherrill Lane; Councilman Lenart – Paving – road deterioration on Cascade Drive – by the culvert (Rick commented it will be fixed this year); Highway Superintendent Richard Sherman – Kingfisher Lane, Heatherwood Drive, Oakdale Ave. and Sherrill Lane – catch basin repairs; Milled – part of the city line to Kellogg Road and Elm Street to Paris line. Hand Place has also been milled – getting paved on Friday and Saturday (maybe Monday); Oneida Street to Kellogg Road – 900 ft. after took out 1 ½ inches to 2 inches – with the rain, it blew apart – had pot holes that started to be 4-6 inches deep – made decision to call Emergency repair which want to get approval for. Got the portable street lights/traffic signals rented from Syracuse – hired a contractor under the emergency repair – took out the concrete road, tomorrow will black top – had to rent/borrow piece of equipment to use – to cut concrete. Rebar was up (could pop tires). This is why it was an immediate shut down; Past two storms – met with residents on Tanglewood to see what can do with engineers – called and brought sand bags and will see what we can do; Whitetail Pond – cleaned; Councilman Messa – talks about going further up; Highway Superintendent Richard Sherman – the debris – it is rocks and gravel that keeps coming down and getting caught – out there during the storms – unsafe for the guys to be out there – Head wall on Beechwood is the most dangerous place we have and Woodberry – you could lose a person in the swirl – can't get equipment back there; project on Oneida Street/City line – had meeting with Jason – he manufactured a pipe – was supposed to be delivered two months ago – talked to the manufactures and he couldn't get the material to make the pipe – promised pipe would be made on Friday, once make it, they press it and its oblong to get the water through – see if can get a truck here by Tuesday – contractor can start on Bradley Road and come to Oneida Street. Still up in the air on Oneida Street with the Water Board, a design, we have a 12-inch gas main in the way, a water main in the way, trying to do something without having to move watermain. Goes back to Oneida Street Soil and Water – this has been out there for four years – ongoing; Speed limit signs – Paris sign, solar signs; Stop signs put and more will be installed; new batch of street signs delivered this week; Councilman Lenart – street lighting, where do we stand; Highway Superintendent Richard Sherman and Supervisor Miscione – waiting for a call back from National Grid – acquisition to buy it back – going through the State level now

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 229 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to authorize the emergency road repair on Oneida Street.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

3. **Rec Center Dehumidifier Rebid** – bid came in on July 13, 2021 at 10:29am from Kistler for \$116,750.00 – no install, just for the unit – install will be handled in house

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 230 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to accept the bid for the Rec Center Dehumidifier from Kistler for \$116,750.00

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

VI. MATTERS SUBMITTED BY SUPERVISOR

1. Stevens-Swan Animal Shelter Agreement (same as last year)

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 231 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to sign the Stevens-Swan Shelter Agreement.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye

Councilman Woodland - ABSENT
Supervisor Miscione - Aye

The Resolution was unanimously carried and duly *ADOPTED*.

2. Auditors coming in, looking at our financial data for 2020 during COVID and our expenses – Budget looks good – we’ve added money to fund balances across the board last year – total fund balance in General Whole Town is now up to \$3,538,000 – overall added around \$150,000 to each fund across the board – Filed Disclosures for SEC on 2020 for all our bonding; Councilman Lenart – Sales tax coming in as expected; Supervisor Miscione – Sales tax is under (don’t have for this audit) last quarter, think down about \$120,000 in sales tax overall – can get exact numbers – start putting new budgets together
3. New Officer – Put in for a new officer for the next year in 2022 – need one with all the changes with the laws – keep good protection in the area – have chief start looking for someone; Councilman Lenart – Chief had an email-maybe COVID money also that we could get an officer; Supervisor Miscione – the COVID money is the same money everybody is saying going to get – 2022 we put one office in the budget. If we get COVID money, we can transfer to police department because we have to spend on other items; Councilman Messa – at the bare minimum would like to see three with all that is going on; Chief Michael Inserra – down Sgt. Colbourn position (retired) effective end of June – looking to fill two spots (Sgt. and new officer) – Hire this year (Oct, Nov, Dec- pay with this year’s budget) – 2022 hire as full-time office going ahead, Chief will start looking

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 232 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to hire a new police officer in October and budget for 2022.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa - Aye
Councilman Lenart - Aye
Councilman Reynolds - Aye
Councilman Woodland - ABSENT
Supervisor Miscione - Aye

The Resolution was unanimously carried and duly *ADOPTED*.

4. Resignation of Parks – Jim Campbell

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 233 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to accept the resignation of Jim Campbell.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

5. August 11, 2021 Board Meeting

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 234 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to move the Wednesday, August 11, 2021 Board Meeting to Wednesday, August 18, 2021.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

6. May 12, 2021 Board Meeting Minutes

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 235 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the May 12, 2021 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

7. June 9, 2021 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 236 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the June 9, 2021 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

8. January 2, 2020 Board Meeting Minutes

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 237 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the January 2, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

9. January 22, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 238 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the January 22, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

10. March 18, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 239 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the March 18, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

11. April 15, 2020 Board Meeting Minutes Rescind

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 240 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to rescind the April 15, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

12. April 29, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 241 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the April 29, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

13. May 13, 2020 Board Meeting Minutes Rescind

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 242 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to rescind the May 13, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

14. May 28, 2020 Boards Meeting Minutes Rescind

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 243 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to rescind the May 28, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

15. July 22, 2020 Board Meeting Minutes Rescind

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 244 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to rescind the July 22, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

16. July 29, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 245 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the July 29, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

17. August 19, 2020 Board Meeting Minutes

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 246 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the August 19, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT

Supervisor Miscione - Aye

The Resolution was unanimously carried and duly *ADOPTED*.

18. September 23, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 247 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the September 23, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

19. October 1, 2020 Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 248 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the October 1, 2020 Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

20. April 15, 2020 New Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 249 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the April 15, 2020 New Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

21. May 13, 2020 New Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 250 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the May 13, 2020 New Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

22. May 28, 2020 New Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 251 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the May 28, 2020 New Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

23. June 22, 2020 New Board Meeting Minutes

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 252 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the June 22, 2020 New Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

VII. MATTERS SUBMITTED BY COUNCILMEN

A. Councilman Messa

1. Mallard Brook Development (Discuss future development plans and stormwater plans – conversation with Rick and Paul – gideon baskets that have fallen and I checked that out Tuesday after the storm and they are actually in the water towards the properties on Sherill. I don't know if we have reached out and can have them remove those for future storms; Supervisor Miscione – so Don Ehre was working on the project – they wanted a CO – we said we couldn't give a CO without having a project bond and also the engineer would have to certify the project that he feels is adequate, which we found out is not. They are going to have to go back and get a plan that works and bring it to us. They are still going to have to do a stormwater plan in case there is any future damage

– Supervisor Miscione spoke with the owner – have a lot of steps before they get to where they need to be; Councilman Messa – as they continue to develop, the stormwater comes off the driveway and down spouts, its going to be engineered so it protects; Supervisor Miscione – again, it was a future project that was approved before our time so there are different specs that became involved. The problem with the project, it was already approved before so they didn't have to go through approval process so they applied for a permit, got the permit to build but when they want the CO now, they still have to give us engineering plans stating the systems going to work and what needs to be done over there for stormwater. Dunkle will review it only. They will need a stormwater bond and will need engineering reports to get the bond and they will have to pay for Dunkle's services. The project is dead until they fix the first problem. There are no CO's issued. Stormwater issues need to be rectified. Paul will keep everyone updated as move forward and tell where at.

2. Vin Nesci - on Imperial – he's asking about updates on retention ponds on Twindom Hughes. He's put a second sump pump in his basement or he would have been at meeting. He's looking for an update – easement – farmer; Supervisor Miscione – next week Paul and Highway Superintendent Richard Sherman will get to the farmer to try to get the easement. Will have your answer then. If we get the easement, we can move forward.
3. Stormwater Review Project List – Building the forms for Willowvale Avenue – 25 blocks built – resident is pleased – Rick can show at the garage that they are built – built for there and project in front of Deb's Café
4. Anything on that lot at 16 Irving Avenue – the Parks group was actually going to take a brush hog – the Parks will take care of it, clean the whole corner up – soon as nice weather.

B. Councilman Reynolds

1. Rollingwood Drive Speed Sign – neighbors are concerned about speeding – Chief looked at it and has made some recommendations – they are a speed sign suggested speed limit – it just points out the speed on that curve should be reduced, put sign – curve ahead

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 253 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve a speed sign for Rollingwood Drive.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa - Aye

Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

2. Children Playing Sign on Rollingwood Drive – suggestion before the curve – one or two parcels before the curve

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 254 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve a Children Playing Sign for Rollingwood Drive.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

3. Reimburse Village for fines paid on code violations brought and enforced by the Villages – individuals were fined – the fines were paid to the Town when should be reimbursed to the Village; Town Attorney Herbert Cully – we talked about this before – Paul thought that there was some agreement when the Town took over the Village Court that these fines would go to the Town – the Town is paying for the judges, etc. No one has been able to come up with the agreement. The Law is that if it's a Codes violation, it goes to the municipality so it would be the Village; Councilman Reynolds – there are two Villages involved, don't know if New York Mills has had Code violations – Motion to reimburse the Village for fines paid on Code violations that have incurred and will work with Dan to come up with a figure; Town Attorney Herbert Cully – what period of time; Councilman Reynolds – whatever from them; Town Attorney Herbert Cully – they have one for \$750 that they asked to be reimbursed for; Councilman Reynolds – think should make a reasonable attempt to see if anything else there; Supervisor Miscione – can we go with this year; Councilman Reynolds – lets see what there is – will work with Dan to come up with a voucher

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 255 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to work with Mayor Ryan to come up with a voucher to reimburse Villages for fines paid on code violations.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

VII. MATTERS SUBMITTED BY SUPERVISOR

1. Approve the Oneida County Agreement for Youth Program

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 256 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the Oneida County Agreement for the Youth Program.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

2. Approve to give Dezaray Rimmer \$3,500 stipend to run the Youth Program through the Supervisors Office - we always pay a stipend to one of the employees – Dezaray Rimmer (part-time) has been working with Barb on the Summer Youth Program – budget \$3,500 to Dezaray

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 257 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to give Dezaray Rimmer a \$3,500 stipend to run the Summer Youth Program.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 3. Budget Adjustment for Highway Department - \$79,682.86 for additional paving; going to increase DB5112.40 for paving, decrease DB599 appr. Fund balance for \$79,682.86 – once the grant money comes in, will reimburse back (Loaning the money until grant money comes in)

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 258 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to transfer the funds from DB599 to DB5112.40 for paving projects.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 4. Increase DB35010 Consolidated Highway Grant \$79,682.86, decrease DB599 appr. Fund Balance \$79,682.86

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 259 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to transfer the funds from DB599 to DB35010 for paving projects.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 5. Application for Fireworks – Yahnundasis Golf Club – Fireworks in October

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 260 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to the application for fireworks at the Yahnundasis Golf Club in October.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 6. Application for Fireworks – Carbone’s on Smithport Road

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 261 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to the application for fireworks at the Carbone’s on Smithport Road.

Discussion – Councilman Messa – so we approve that, do we have to do anything with the fire department; Councilman Reynolds – that’s what the permit does, there are certain parameters they have to hit, they know that, notifying the fire department is not one of them

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 7. General Security Service Contract - \$237.60 for the year – contract for services – Washington Mills Athletic Park (Alarm System)

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 262 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the General Security Service Contract.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 8. Town Clerk Notary – Send Cheryl Jassak-Huther to become a Notary Public for the Town Clerk’s Office – total cost is under \$100.00

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 263 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve Town Clerk Cheryl Jassak-Huther to become a Notary Public

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye

Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

9. Town Clerk’s New York State Association Membership - \$75.00 Fee

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 264 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve Town Clerk Cheryl Jassak-Huther become a member of the New York State Town Clerk’s Association.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

10. Approve Taco Bell Mitigation – completed and went over the mitigation fees for the new Taco Bell on Seneca Turnpike – total of \$29,152.20 – motion to approve and start the building permit, etc.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 265 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the Taco Bell Mitigation.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

11. Authorize to participate in COVID Local Fiscal Recovery Fund – to get the COVID funds had to fill out an application and put all the information in – get anywhere from \$2.3 - \$2.9 million – have to give the Village \$140,000/\$150,000 – leaves us with \$2 million in the end (get half this year and half in 2022) – printed application filled in the Town Clerk’s Office – Town Supervisor submitted online.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 266 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve for the Town Supervisor to fill out the application for the Local ARPA Coronavirus Local Fiscal Recovery Funds to NEUs.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

12. Submitted all disclosures for SEC for bonds
13. Bid for Commercial Drive retention pond storm facility – over by Sangertown – the documents will be completed – that project is a \$250,000 grant that we got from the County and also in-kind services we will do (Highway Dept.)

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 267 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to go out for bid for the Commercial Drive retention pond storm water facility.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
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Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

14. Handicap Placards – Town Clerk would like approval to extend expiration from two years to four-years – up to the Town Board to approve

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 268 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to approve the expiration of Handicap Placards from two years to four years.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

15. Approval of Vouchers

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 269 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to the vouchers (pay the bills).

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

16. Approve a part-time clerk for the Town Clerk’s Office to take the spot of Peggy Jones – Peggy is taking the summer off and then she helps out at the Accessors office - \$14.83/hour (TEMP).

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 270 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve a part-time clerk for the Town Clerk’s Office at \$14.83/hour (TEMP).

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

17. EZ-Pass on the Go tags are now available at the Town Clerk’s Office for purchase - \$25 and have already sold two - Highway Superintendent asked about EZ-Pass for the trucks for parks – they go to Syracuse often – need municipality ones – Town Clerk Cheryl Jassak – Huther will look into them for Rick (asked for two)

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 271 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve for the Highway Department to get two EZ Pass tags for their trucks.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

- 18. RSVP Theater Group – house their skits in the Senior Center file cabinet and they use to meet for an hour or so once a month – asking if they can resume meeting in the Senior Center – approval to start having their meetings again, during work hours – Councilman Lenart will be their contact

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 272 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve RSVP Theater Group to resume their meetings in the Senior Center.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

VIII. MATTERS SUBMITTED BY TOWN ATTORNEY

Town Attorney Herbert Cully – Frank DiNato will have the appraisal to him tomorrow.

IX. MATTERS SUBMITTED BY PERSONNEL TECHNICIAN BARBARA SCHWENZFEIER

- 1. Approval to hire another seasonal employee for the Highway Department - \$15.00/HR – college kid – put in six to seven weeks before goes back to college

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 273 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to hire a seasonal employee for the Highway Department at \$15.00/hr.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

X. MATTERS SUBMITTED BY TOWN SUPERVISOR

1. Jim Campbell left – permission to hire a seasonal/part-time parks guy at \$15.00/HR until find the right person to hire full-time

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 274 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to hire a seasonal/part-time employee for the Parks Department at \$15.00/hr.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Messa – are we maintaining the mowing, etc.; Supervisor Miscione – Larry gets the paperwork out to the people – somedays we go out and do the lawns – if paperwork not out, we can’t legally go on someone’s property; Councilman Messa – don’t we have a standing list; Supervisor Miscione – Larry has to serve the people. Every time you serve somebody and you do the lawn and have to re do again, you have to reserve them; Town Attorney Herbert Cully – each one is different, it is not continuous; Supervisor Miscione – we had a contractor in the past, was done wrong years ago, now we are doing it right.

XI. MATTERS SUBMITTED BY TOWN ATTORNEY HERBET CULLY

There was a Planning Board meeting Monday. Some of the material had not been completed when one of the reviews was done of one of the projects. There was a miscalculation of parking spaces so the developer had to go back and try to reconfigure. Heather called a special Planning Board meeting for tomorrow night at 5:30pm at the Town Hall to accommodate the developer.

XII. MATTERS SUBMITTED BY PERSONNEL TECHNICIAN BARBARA SCHWENZFEIER

Jade Giglio got an email/information from a company (forwarded it to Barb, Paul and Cheryl) on what to do for the records in the Town Clerk’s Office with mold on the old records, etc. – get dehumidifier – Kayla mentioned Gail had the papers fixed years ago – muggy in office – Barb will forward email about old records to Councilman/how to fix

XIII. MATTERS SUBMITTED BY TOWN SUPERVISOR

The girl that is working at the Parks – she comes back at night to clean – want to let her borrow the truck to come back and forth – she will sign a waiver – insurance covers it – they report to Barb how many times a year they use it.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 275 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to allow the girl at the Parks Department to use the truck to drive back and forth.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was unanimously carried and duly *ADOPTED*.

XIV. MATTERS SUBMITTED BY HIGHWAY SUPERINTENDENT

The sewer truck is done and will be delivered sometime this week. Going to Watertown to pick up snowplow that replaced the one that rolled over – its done. Working on insurance/replacement cost.

ADJOURNMENT:

There being no further business to come before the Town Board, upon motion of Councilman Messa and second by Councilman Lenart, the meeting was adjourned at 8:27 p.m.

(RESOLUTION NO. 276 OF 2021)

RESOLVED that the New Hartford Town Board does hereby accept and approve as submitted the approval to adjourn

Upon roll call, the Board members voted as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye

The Resolution was declared unanimously carried and duly *ADOPTED*

Respectfully submitted,

Cheryl A. Jassak-Huther
Town Clerk